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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE EASTERN DISTRICT OF CALIFORNIA
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9 LARRY JUNIOR WEBSTER, No. CIV.S-93-0306 LKK DAD DP
10 Petitioner,

11 v. ORDER

12 S.W. ORNOSKI, Acting Warden
13 of the California State
14 Prison at San Quentin,¹ DEATH PENALTY CASE
15 Respondent.

16 This matter came before the court on December 12, 2005,
17 for a case management and status conference. James Thomson and
18 Timothy Foley appeared on behalf of petitioner. Patrick Whalen
19 appeared on behalf of respondent. Having considered all written
20 materials submitted in connection with the conference, and after
21 hearing from the parties, IT IS HEREBY ORDERED that:

22 1. Petitioner shall file his motion for evidentiary
23 hearing and proffer in support thereof on or before **April 14,**
24 **2006;**

25 _____
26 ¹ S.W. Ornoski is substituted for his predecessors pursuant
to Fed. R. Civ. P. 25(d)(1).

2. Respondent's response is due on or before **May 15, 2006**;

3. Petitioner's reply, if any, is due **May 30, 2006**;

4. The hearing on the motion for evidentiary hearing

5 is SET for June 12, 2006, at 10:30 a.m.; and

5. An ex parte conference with counsel for petitioner

7 to discuss budgeting procedures is **SET** for **January 23, 2006**, at

10:30 a.m.

DATED: December 12, 2005.

Dale A. Doyd
DALE A. DRCZD
UNITED STATES MAGISTRATE JUDGE

DAD:th
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